IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT APPEAL NO : 1752 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 08/10/2004 in WVMP.No.1570 of 2004 in WPMP.No.12259 of 2004 in WP NO : 9606 OF 2004 on the file of the High Court.)

Between:

1 The Chairman, Nagarjuna Grameena Bank,
Head Office, Khammam.
2 Nagarjuna Grameena Bank, Rep. by its Chairman
Head Office, Khammam.

..... APPELLANTS

AND

1 C. Amrutha Reddy, S/o. Satyanarayana Reddy,
R/o. Hyderabad.
2 P. Vijay Vardhan Raju, S/o. Chandram Raju,
R/o. Kothapeta, Hyderabad.
3 M. Suryaprakash Reddy, S/o. Narayan Reddy,
R/o. Nacharam, Hyderabad.
4 B. Yadav Reddy, S/o. Raji Reddy,
R/o. Tarnaka, Secunderabad.

.....RESPONDENTS

Counsel for the Appellants: MR.K.SRINIVASAMURTHY

Counsel for the Respondents: MR.D.V.SITARAMAMURTHY

The Court made the following:

ORAL JUDGMENT: (By GB.J.)

The Writ Appeal is filed against the orders passed by the learned single Judge in WVMP.No.1570 of 2004 in WPMP.No.12259 of 2004 in WP.No.9606 of 2004, dated 8.10.2004.

2. In the Writ Petition the order of transfer was challenged by the respondents herein and while admitting the Writ Petition, the learned single Judge granted interim stay. However, on a vacate stay petition being filed by the Management, learned single Judge while confirming the stay dismissed the vacate petition. Against the said order, the present Writ Appeal has been filed.

3. Though the learned Standing Counsel for the appellants makes an effort to argue the matter on merits, we are not inclined to consider the same inasmuch as the learned single Judge has already directed the posting of the Writ Petition for final hearing subject to part heard case on 01.11.2004 itself. The grievance of the learned counsel for the appellants is that the case is not being listed before the concerned Bench and in the meanwhile the contempt proceedings are being pressed alleging violation of the orders of the learned single Judge. Therefore, he submits that appropriate orders may be passed.

4. While we are not inclined to consider the matter on merits inasmuch as the Writ Petition is already directed to be posted as part heard case, we close the Writ Appeal with a direction that the Registry shall post the Writ Petition No.9606 of 2004 subject to part heard case on 24.11.2004, if the same is not listed. Pending disposal of the Writ Petition, the contempt proceedings arising out of WVMP.No.1570 of 2004 shall stand stayed. No costs.

(G.BIKSHAPATHY, J.)

22nd November, 2004.

(P.S.NARAYANA, J.)

SSR

To

1 The Chairman, Nagarjuna Grameena Bank,
Head Office, Khammam.
2 Nagarjuna Grameena Bank, Rep. by its Chairman
Head Office, Khammam.

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